

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JOHN JAY CUNNINGHAM,
LISA LUERA,
JUSTIN BRICE WILLIAMS,
MUHAMMAD ALI ATKINS,
JOSEPH TRAN,
LUCAS JOHNNY QUILT,
FAYVE ELI MARY QUILT,
DIDE CRYSTAL QUILT,
JOANNE CHRISTIN ROSETTE,
RANGER OPPENHEIM,
ERIN CASPER, and
ABRAHAM CHARLES SHEENA.

Defendants.

NO. CR05-417RSM

ORDER GRANTING STIPULATED
MOTION FOR CONTINUANCE OF
TRIAL DATE AND RELATED
MATTERS WITH RESPECT TO
SEVEN DEFENDANTS

—
Upon consideration of the parties' Stipulated Motion for Continuance of Trial
Date and Related Matters and the defendants' agreement to continue the trial date until
March 6, 2006 (or up to March 16, 2006, if a later date is scheduled), and that any
additional pretrial motions be filed no later than February 9, 2006;

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3 THE COURT NOW FINDS that pursuant to Title 18, U.S.C. § 3161(h)(8)(A)

4 and § 3161(h)(8)(B)(iv), the ends of justice served by continuing the trial date to March

5 6, 2006 (or up to March 16, 2006, if a later date is selected), outweigh the best interests

6 of the public and the defendants in a speedy trial, in that, as set forth in the parties'

7 Stipulation, it has been demonstrated that defense counsel need additional time to

8 properly prepare and investigate this case. Specifically, counsel need additional time to

9 review the voluminous discovery materials in this case. The Court further finds that

10 there are additional logistical difficulties faced by defense counsel because most of the

11 defendants who request this continuance reside in a remote area of northern British

12 Columbia and therefore meetings with defense counsel must be planned well in advance

13 and require great effort on behalf of both the defendants and their counsel.

14 IT IS THEREFORE ORDERED THAT trial in this matter is continued until

15 March 6, 2006 (or up to March 16, 2006, if a later date is scheduled) and that any

16 additional pretrial motions be filed no later than February 9, 2006.

17 IT IS FURTHER ORDERED THAT, for the purposes of computing the time

18 limitations imposed by the Speedy Trial Act, 18 U.S.C. §§ 3161-3174, the period of

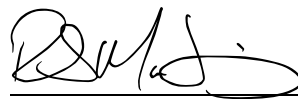
19 delay from January 23, 2006, up to and including March 6, 2006 (or up to March 16,

20 2006, if a later date is scheduled), is excludable time pursuant to 18 U.S.C. §§

21 3161(h)(8)(A) and (h)(8)(B)(iv).

22 DONE this 20th day of January, 2006.

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25 RICARDO S. MARTINEZ
26 UNITED STATES DISTRICT JUDGE

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2 Presented by:

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4 s/ Michael Filipovic
Bar No. 12319
5 Assistant Federal Public Defender
Attorney for Abraham Charles Shenna
6 Federal Public Defender
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9

10 *Agreed to by stipulation, notice of*
11 *presentment waived, signature approved*
12 *per telephone authorization:*

13 s/ Douglas B. Whalley
Assistant United States Attorney

14 s/ Lisca Borichewski
15 Assistant United States Attorney
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